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To: Commissioner for Patents for Examiner Tu X. Nguyen Group Art Unit 2684	Facsimile No.: 703/872-9306
From: Michele Morrow Legal Assistant to Gerald H. Glanzman	No. of Pages Including Cover Sheet: 17
Message: Enclosed herewith: <ul style="list-style-type: none">• Transmittal Document; and• Response to Office Action.	
Re: Application No. 09/998,028 Attorney Docket No: AUS920010954US1	
Date: Friday, October 15, 2004	
Please contact us at (972) 367-2001 if you do not receive all pages indicated above or experience any difficulty in receiving this facsimile.	<i>This Facsimile is intended only for the use of the addressee and, if the addressee is a client or their agent, contains privileged and confidential information. If you are not the intended recipient of this facsimile, you have received this facsimile inadvertently and in error. Any review, dissemination, distribution, or copying is strictly prohibited. If you received this facsimile in error, please notify us by telephone and return the facsimile to us immediately.</i>

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re application of: Gusler et al.

Group Art Unit: 2684

OCT 15 2004

Serial No.: 09/998,028

Examiner: Nguyen, Tu X.

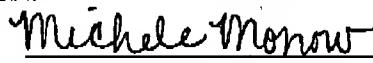
Filed: November 29, 2001

Attorney Docket No.: AUS920010954US1

For: Apparatus and Method for
Delayed Answering of Mobile
Telephones

Certificate of Transmission Under 37 C.F.R. § 1.8(a)
 I hereby certify this correspondence is being transmitted via
 facsimile to the Commissioner for Patents, P.O. Box 1450,
 Alexandria, VA 22313-1450, facsimile number (703) 872-9306
 on October 15, 2004.

By:


 Michele Morrow

35525

PATENT TRADEMARK OFFICE
CUSTOMER NUMBERTRANSMITTAL DOCUMENT

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

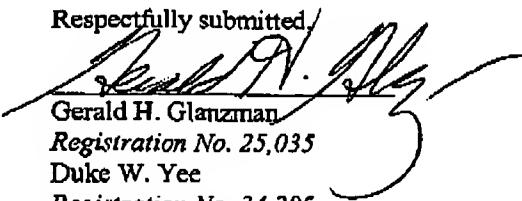
Sir:

ENCLOSED HEREWITHE:

- Response to Office Action.

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,



Gerald H. Glanzman
 Registration No. 25,035
 Duke W. Yee
 Registration No. 34,285
 YEE & ASSOCIATES, P.C.
 P.O. Box 802333
 Dallas, Texas 75380
 (972) 367-2001
 ATTORNEYS FOR APPLICANTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: Gusler et al.

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§ Examiner: Nguyen, Tu X.

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§ Attorney Docket No.: AUS920010954US1

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By: Michele Morrow
Michele Morrow

RESPONSE TO OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

No fees are believed to be required. If, however, any fees are required, I authorize the Commissioner to charge these fees which may be required to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is required, the extension is requested, and I authorize the Commissioner to charge any fees for this extension to IBM Corporation Deposit Account No. 09-0447.

In response to the Office Action dated July 19, 2004, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 10 of this paper.